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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/751,835	12/29/2000	Atul N. Hatalker	10559/355001/P10032	9274
20985	7590	12/14/2004	EXAMINER	
FISH & RICHARDSON, PC 12390 EL CAMINO REAL SAN DIEGO, CA 92130-2081			LE, HIEU C	
			ART UNIT	PAPER NUMBER
			2142	

DATE MAILED: 12/14/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

### DETAILED ACTION


1. The amendment filed on 10/08/04 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because newly introduced claims 21-36 are a head end system, method and an article for an interactive communication from one or more client to generate alert management message and broadcast the alert management message which is a different scope from the original claims 1-14 that claim an alert management message and method comprising a first data field comprising and an ID of a target set of clients, a second data field comprising an alert type message and a third data field comprising status message.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hieu Le whose telephone number is (571) 272-3897. The examiner can normally be reached on Monday to Friday from 7:30 AM to 4:00 PM.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jack Harvey, can be reached on (571) 272-3896. The fax phone number for this Group is (703) 305-3900.

  
Jean LARONDE  
PRERAM EX.  
AU: 2145